



TN.GOV/Education

FACEBOOK.COM/TennesseeEducation

TWITTER:@TNedu



Private School Participation in Federal Programs: Consultation

December 2012

Paula Gaddis
Private School Consultant
Tennessee Department of Education
615-741-3262
Paula.Gaddis@tn.gov



Key Points

1. The law provides for the equitable participation of private school students, teachers and, in some cases, other education personnel and parents in some of its major programs.
2. Consultation between public and private school officials must be timely and meaningful.

Key Point 1: Equitable Participation

- ❑ **Title I** – Improving the Academic Achievement of the Disadvantaged
- ❑ **Title II-A** – Preparing, Training and Recruiting High Quality Teachers and Principals
- ❑ **Title III** – Language Instruction for LEP and Immigrant Students
- ❑ **Title IV** – 21st Century Schools

Equitable if the LEA :

- Assesses, addresses and evaluates the needs of private school students and teachers;
- Provides benefits and services that meet the needs of private school students and teachers;
- Spends an equal amount of funds per student to provide services;

Equitable if the LEA

- Begins services with private school students at the same time as public school students; and
- Provides private school students and teachers with an opportunity to participate in activities equivalent to the opportunity provided public school students and teachers.

Key Point II: Consultation

The goal of the consultation process is to design and implement a program that will provide equitable services and meet the needs of eligible private school student and/or teachers and other educational personnel.



Consultation Process/Timeline

- January – Intent to Participate letter to all non-public, non-profit schools - required by law
- Conduct information meeting
- Conduct face-to-face consultation with private school officials
- Plan complete late spring or early summer

Consultation: timely



1. Timely consultation is required:
Title I – Section 1120 (b)(2) of ESEA
All other Titles - Section 9501(c)(3) of ESEA
2. Consultation shall occur **before** the local education agency makes any decision that affects the opportunities to participate of eligible private school children, teachers, and other education personnel.

Consultation: timely

3. Initial, complete consultation early
4. Plan designed prior to final funds determination
5. Consultation must continue ***throughout*** the implementation and assessment of services
6. Adequate notice

Consultation: meaningful



Consultation required on

- ☐ How the children's and teacher's needs will be identified,
- ☐ What services will be offered,
- ☐ How and where the services will be provided,
- ☐ Program specific concerns,

Consultation: meaningful

Consultation is required on

- ☐ How the services will be assessed and how the results of the assessment will be used to improve those services
- ☐ What service delivery mechanisms will be used to provide equitable services
- ☐ Who will provide the services

Consultation: meaningful

Consultation is required on

- ❑ The amount of funds available to serve private school students,
- ❑ The size and scope of the services to be provided,
- ❑ How and when the agency(LEA) will make decisions about the delivery of services, and
- ❑ Consideration of the views of the private school officials regarding use of third-party providers.

Consultation: meaningful

- ❑ Where the LEA disagrees with the views of the private school officials on the provision of services through a third-party contract, LEA provides required written explanation of the reasons why the local education agency has chosen not to use a contractor.



Third-party Contracts

- Contract must be under the control and supervision of the LEA.
- LEA remains responsible.
- LEA remains in control of all funds.



Third-party Contracts

- Include a detailed description of Title I services to be provided to the private school students.
- Detail when, where and by whom services will be provided.
- Specify that services must be “secular, neutral, and nonideological.”
- Break out instructional and administrative costs.

Misc.

- IIA PD – one day or short term PD is permissible
- Materials for IIA – O.K. if directly related to the IIA supported PD
- Waiver – if through the waiver you moved 100% of your IIA money into I, you still will be required to set-aside the 00-01 hold harmless funds for private school PD out of the original IIA allocation.
- Include in consultation a discussion of deadlines for information needed by the district and consequences.

Upcoming

- Private School Survey Februaryish
- January 23rd webinar – survey
- Followup Survey



Questions?



Contact

Paula Gaddis

Private School Consultant

Tennessee Department of Education

615-741-3262

Paula.Gaddis@tn.gov

USDE OIG Hotline

- Anyone suspecting fraud, waste or abuse involving Department of Education funds or programs should call or write the Inspector General's Hotline:
- Send an email message to oig.hotline@ed.gov
- Call the OIG Hotline toll free: 1-800-MIS-USED.
- To ensure complete anonymity, download a hardcopy of [the special complaint form](#), complete, and mail to:
- Inspector General's Hotline
Office of Inspector General
U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202-1500





TN.GOV/Education

FACEBOOK.COM/TennesseeEducation

TWITTER:@TNedu